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**REGISTERED PATENT AGENT

OUR FILE NO.

MCRVT-023C

FACSIMILE COVER SHEET

Date: November 5, 2002

To: Commissioner for Patents
Washington, D.C.

Facsimile: 703-305-3590

Re: U.S. Patent Application No. 09/758,832
Applicant: Horton
Title: Insitu Formable and Self-forming Intravascular Flow Modifier (IFM), Catheter
and IFM Assembly, and Method for Deployment of Same

From: Robert D. Buyan

Total Number of Pages: 10 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/758,832 is being facsimile transmitted to the Commissioner for Patents at (703) 305-3590 on November 5, 2002.

Name of person sending facsimile: Francine Sanders, Assistant to Robert D. Buyan

Signature: 

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GROUP 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Horton, et al.)	
)	Art Unit: 3731
Application No. 09/758,832)	
)	Examiner: Thaler, M.
Filed: January 11, 2001)	
)	
For: Insitu Formable and Self-Forming)	
Intravascular Flow Modifier (IFM) and)	
<u>IFM Assembly, for Deployment of Same</u>)	

Commissioner for Patents
Washington, D.C. 20231

Transmittal Letter

Dear Sir:

- ☐ In accordance with Rule 136, the Commissioner is hereby petitioned for a ____ () month extension of time, extending to _____ the period for response to the Office action dated **October 8, 2002** Check No. ____ for \$ 0.00 is enclosed.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☐ A Certificate of Ownership and Power of Attorney is enclosed.
- ☐ An information disclosure statement is enclosed.
- ☒ Enclosed herewith is an Amendment/response to Office Action for filing in relation to the above-identified application. Entry and consideration of this amendment are requested.

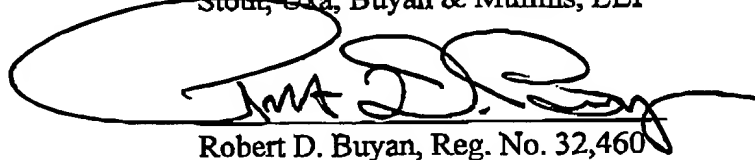
- ☐ Check No. [Check No.] is enclosed covering the additional filing fees in the amount of \$, with the fees calculated as follows:

	(Col. 1) Claims Remaining After Amendment	(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	Small Entity Additional Rate Fee	Other than a Small Entity Additional Rate Fee
Total claims	25	- 30 =	0	x 9 \$	Or x 18 \$
Independent claims	4	- 4 =	0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$ -0-	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
Stout, Uxa, Bryan & Mullins, LLP

Date: November 5, 2002

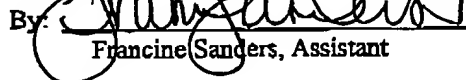

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile to (703) 305-3590 addressed to Commissioner for Patents, Washington, D.C. 20231, on November 5, 2002.

Dated: November 5, 2002

By: 
Francine Sanders, Assistant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Horton)	Art Unit: 3731
)	
Application No.: 09/758,832)	Examiner: Thaler, M.
)	
Filed: January 11, 2001)	
)	
For: INSITU FORMABLE AND)	
SELF-FORMING INTRAVASCULAR)	
FLOW MODIFIER (IFM), CATHETER)	
AND IFM ASSEMBLY, AND)	
METHOD FOR DEPLOYMENT OF)	
SAME)	

Hon. Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO FINAL OFFICE ACTION PURSUANT TO 37 CFR § 1.111

Dear Sir:

Responsive to the final Office Action dated October 8, 2002, please amend the application as follows.

In the Claims:

Please cancel Claims 102-103, 105-109, 119-120, 122-125 and 127-130, without prejudice.

Please amend Claims and 110, 112-113, 115-116 and 118 as shown herebelow in clean format and as shown in marked-up format in Appendix A: